

AMENDED IN ASSEMBLY AUGUST 31, 2005

AMENDED IN ASSEMBLY JULY 11, 2005

AMENDED IN ASSEMBLY JUNE 29, 2005

AMENDED IN ASSEMBLY JUNE 16, 2005

AMENDED IN SENATE MAY 19, 2005

AMENDED IN SENATE MAY 4, 2005

SENATE BILL**No. 672**

**Introduced by Senator Cox
(Coauthors: Senators Romero, Scott, and Torlakson)**

February 22, 2005

An act to amend Section 84810.5 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 672, as amended, Cox. Community colleges: inmate education programs: computation of apportionments.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges.

Existing law provides that, notwithstanding open course provisions in statute or regulations of the board of governors, the governing board of a community college district that provides classes for inmates of certain facilities, including a federal correctional facility, may include the units of full-time equivalent students generated in those classes for purposes of state apportionments.

This bill would instead require the open course provisions in statute or regulations of the board of governors to be waived for any

governing board of a community college district that provides those classes for inmates, including inmates of state correctional facilities, and would authorize the board of governors to include the units of full-time equivalent students generated in those classes for purposes of state apportionments.

Existing law provides for the method of computing apportionments for purposes of these inmate education programs.

This bill would make revisions to that method of computation.

The bill would prohibit a community college district from claiming, under the bill, for purposes of apportionments, any class for which a district receives full compensation for its direct education costs for the conduct of the class from any public or private agency, individual, or group of individuals, and any class offered pursuant to a contract or instructional agreement entered into between the district and a public or private agency, individual, or group of individuals that has received from another source full compensation for the costs the district incurs under that contract or instructional agreement, as prescribed.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 84810.5 of the Education Code is
2 amended to read:
3 84810.5. (a) Open course provisions in statute or regulations
4 of the board of governors shall be waived for any governing
5 board of a community college district that provides classes for
6 inmates of any city, county, or city and county jail, road camp,
7 farm for adults, or state or federal correctional facility. This
8 section shall not be construed to authorize the waiver of open
9 course provisions in any context or situation other than those that
10 are specifically authorized in this section.—~~The Subject to~~
11 *limitations set forth in subdivision (b),* the board of governors
12 may include the units of full-time equivalent students (FTES)
13 generated in those classes for purposes of state apportionment.
14 The attendance hours generated by credit or noncredit shall be
15 added and counted for apportionment purposes.
16 (b) (1) No community college district may claim for purposes
17 of state apportionment under this section any class to which
18 either of the following applies:

1 (A) The district receives full compensation for its direct
2 education costs for the conduct of the class from any public or
3 private agency, individual, or group of individuals.

4 (B) The district has a contract or instructional agreement, or
5 both, for the conduct of the class with a public or private agency,
6 individual, or group of individuals, that has received from
7 another source full compensation for the costs the district incurs
8 under that contract or instructional agreement.

9 (2) In reporting a claim for apportionment to the chancellor
10 under this section, the district shall report any partial
11 compensation it receives from the sources described in
12 subparagraphs (A) and (B) of paragraph (1) during the period for
13 which the claim is made. The chancellor shall subtract the
14 amount of any partial compensation *received* from the total
15 apportionment to be paid.

16 (c) This section shall not be construed as providing a source of
17 funds to shift, supplant, or reduce the costs incurred by the
18 Department of Corrections in ~~administering~~ *providing* inmate
19 education programs.